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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-00-0374 WHA
)	
12 Plaintiff,)	DEFENDANT'S REQUEST AND
)	PROPOSED ORDER GRANTING
13 v.)	REQUEST FOR DISCLOSURE OF
)	PRESENTENCE REPORT
14 FRANCISCO ARELLANO,)	
)	
15 Defendant.)	
_____)	

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17 Defendant Francisco Arellano is before the Court on allegations that he violated the
18 conditions of his supervised release. Undersigned counsel has been unable to locate a copy of
19 the presentence report that was prepared in advance of Mr. Arellano's sentencing, which
20 occurred on February 13, 2001. Review of this report is essential to effective preparation of Mr.
21 Arellano's defense in this matter because it bears on the advisory sentencing range under the
22 Sentencing Guidelines and because it contains information about Mr. Arellano's background and
23 upbringing that remains relevant at this stage of the proceedings.

24 Mr. Arellano's probation officer has advised undersigned counsel that she can disclose a
25 copy of the presentence report pursuant to a court order authorizing such disclosure.
26 Accordingly, Mr. Arellano respectfully requests that the Court enter an order authorizing United

1 States Probation to disclose a copy of Mr. Arellano's presentence report to undersigned counsel
2 for use in connection with Mr. Arellano's representation in this matter.

3 Dated: January 3, 2007

4 Respectfully submitted,

5 BARRY J. PORTMAN
6 Federal Public Defender

7 /s/

8 JOSH COHEN
9 Assistant Federal Public Defender

10 **ORDER**

11 Accordingly, and for good cause shown, it is hereby ordered that United States Probation
12 shall disclose a copy of Mr. Arellano's presentence report in case number CR-00-0374 WHA to
13 defense counsel for use in connection with Mr. Arellano's representation in this matter.

14 IT IS SO ORDERED.

15 Dated: January 3, 2006

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WILLIAM H. ALSUP
UNITED STATES DISTRICT JUDGE